IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEW MEXICO

VIOLA GARDUÑO, individually and as Personal Representative of the Estate of Daniel F. Garduño, deceased,

Plaintiff,

v. Case No. 1:14-CV-00830-JAP-KK

UNITED STATES OF AMERICA,

Defendant.

STIPULATION OF DISMISSAL

Plaintiff, Viola Garduño, individually and as Personal Representative of the Estate of Daniel F. Garduño, and Defendant, United States of America, through their undersigned counsel, hereby stipulate and agree that the above-captioned case and cause of action are dismissed with prejudice, with each party to bear its own costs.

This stipulation is entered into in accordance with the provisions of Rule 41(a) (1) (ii) of the Federal Rules of Civil Procedure.

Respectfully submitted,

DAMON P. MARTINEZ United States Attorney

/s/ Filed electronically 08/21/2015 ROBERTO D. ORTEGA Assistant United States Attorney P.O. Box 607 Albuquerque, NM 87103 505.346.7274 Roberto.ortega@usdoj.gov

/s/ Electronic approval 08/21/2015

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